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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/956,934	09/21/2001	Satoko Segawa	1359.1054	2468
21171	7590 12/19/2003		EXAM	INER
STAAS & HALSEY LLP			HOLZEN, STEPHEN A	
SUITE 700 1201 NEW YORK AVENUE, N.W.			ART UNIT	PAPER NUMBER
	N, DC 20005		3644	
			DATE MAILED: 12/19/2003	

Please find below and/or attached an Office communication concerning this application or proceeding.

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	Application No.	plicant(s)
	09/956,934	SEGAWA ET AL.
Office Action Summary	Examiner	Art Unit
	Stephen A. Holzen	3644
The MAILING DATE of this communication a Period for Reply	appears on the cover sheet with the o	correspondence address
A SHORTENED STATUTORY PERIOD FOR REF THE MAILING DATE OF THIS COMMUNICATION - Extensions of time may be available under the provisions of 37 CFR after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a r - If NO period for reply is specified above, the maximum statutory peri - Failure to reply within the set or extended period for reply will, by stat - Any reply received by the Office later than three months after the ma earned patent term adjustment. See 37 CFR 1.704(b). Status 1) Responsive to communication(s) filed on 20	N. 1.136(a). In no event, however, may a reply be tirreply within the statutory minimum of thirty (30) day od will apply and will expire SIX (6) MONTHS from tute, cause the application to become ABANDONE illing date of this communication, even if timely filed of the communication o	mely filed ys will be considered timely. the mailing date of this communication. ED (35 U.S.C. § 133). d, may reduce any OSECUTION as to the merits is
6) Claim(s) 1-3,7,9,11 and 12 is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) are subject to restriction and Application Papers 9) The specification is objected to by the Examing 10) The drawing(s) filed on is/are: a) are are subjected to by the Examing 10.	iner.	Examiner.
Applicant may not request that any objection to the Replacement drawing sheet(s) including the correct 11) The oath or declaration is objected to by the	ection is required if the drawing(s) is ob	ejected to. See 37 CFR 1.121(d).
Priority under 35 U.S.C. §§ 119 and 120		
12) Acknowledgment is made of a claim for fore a) All b) Some * c) None of: 1. Certified copies of the priority docume 2. Certified copies of the priority docume 3. Copies of the certified copies of the priority docume application from the International Bure * See the attached detailed Office action for a li 13) Acknowledgment is made of a claim for dome since a specific reference was included in the 37 CFR 1.78. a) The translation of the foreign language p 14) Acknowledgment is made of a claim for dome reference was included in the first sentence of	ents have been received. ents have been received in Applicate riority documents have been received au (PCT Rule 17.2(a)). est of the certified copies not received estic priority under 35 U.S.C. § 119(first sentence of the specification of provisional application has been recestic priority under 35 U.S.C. §§ 120	ion No ed in this National Stage ed. e) (to a provisional application) r in an Application Data Sheet. ceived. and/or 121 since a specific
Attachment(s)		
Notice of References Cited (PTO-892) Notice of Draftsperson's Patent Drawing Review (PTO-948) Information Disclosure Statement(s) (PTO-1449) Paper No(s)	5) Notice of Informal F	(PTO-413) Paper No(s) Patent Application (PTO-152)
Patent and Trademark Office FOL-326 (Rev. 11-03) Graphia Gra	Action Summary	Part of Paper No. 6

Application/Control Number: 09/956,934

Art Unit: 3644

DETAILED ACTION

Election/Restrictions

1. Claims 4-6,8 and 10 are withdrawn from further consideration pursuant to 37 CFR
1.142(b) as being drawn to a nonelected species, there being no allowable generic or linking
claim. Election was made without traverse in Paper No. 5.

Claim Rejections - 35 USC § 112

- 2. The following is a quotation of the second paragraph of 35 U.S.C. 112:
 The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
- 3. Claims 1-3,7,9,11 and 12 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claims are pointed to subject matter pertaining to the subcombination of a repair server but features of repair server are used in combination with receiving and sending system are also claimed though the combination is not explicitly claimed. Claims are unclear, then, as to whether the combination or subcombination is claimed.
- 4. Claim 7 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Is the applicant claiming "A method for receiving and sending repair order" or "a repair server"? If the applicant intended to claim the aspect of the rapier server, the claim would

Art Unit: 3644

then be considered an apparatus claim. However all limitation are in method step form. The examiner cannot determine if this claim is a method or an apparatus claim.

- 5. Claim 9 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Is this a method or an apparatus claim? The applicant is requested to re-write the claim in a form in which either the method steps or apparatus structure is defined.
- 6. Claim 12 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Is this a method or an apparatus claim? What does the applicant consider to be the claim elements? The claim is written in the passive voice and inferentially claims the present elements. The applicant does not specifically point out what the claimed invention is.

Information Disclosure Statement

7. The information disclosure statement filed 11/29/03 fails to comply with the provisions of 37 CFR 1.97, 1.98 and MPEP § 609 because Reference AG does not include a translation. It has been placed in the application file, but the information referred to therein has not been considered as to the merits. Applicant is advised that the date of any re-submission of any item of information contained in this information disclosure statement or the submission of any missing element(s) will be the date of submission for purposes of determining compliance with the requirements based on the time of filing the statement, including all certification requirements for statements under 37 CFR 1.97(e). See MPEP § 609 ¶ C(1).

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Art Unit: 3644

Drawings

8. Figure s 1A,B and 2A,B should be designated by a legend such as --Prior Art-- because only that which is old is illustrated. See MPEP § 608.02(g). A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The objection to the drawings will not be held in abeyance.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen A. Holzen whose telephone number is 703-308-2484. The examiner can normally be reached on M-F 7:30 - 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles T. Jordan can be reached on 703-306-4159. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9326.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-306-4174.

Sah

CHARLES T. JOBDAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600